



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 08-016

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated January 2005.]

2. Form, Style and Placement in Administrative Code

a. None of the material required to be included in the “Rule Summary” is included in Clearinghouse Rule 08-16. This includes identification of the statutes being interpreted by the rule, the statutory authority for the rule, a plain language analysis of the rule, and several other items that are required to be included in the submission of the rule to the Legislative Council. [See s. 1.02 (2), Manual.] This deficiency in Clearinghouse Rule 08-16 should be corrected.

b. There is no effective date included in Clearinghouse Rule 08-16. [See s. 1.02 (4), Manual.] This deficiency in Clearinghouse Rule 08-16 should be corrected.

c. There is no fiscal estimate included in Clearinghouse Rule 08-16. [See s. 1.02 (7), Manual.] This deficiency in Clearinghouse Rule 08-16 should be corrected.

d. The SECTIONS of a rule-making order are required to be arranged in the numerical order of the decimal-numbered provisions of the administrative rule affected by the rule-making order. [See s. 1.04 (1), Manual.] SECTION 3 of Clearinghouse Rule 08-16 should be numbered as SECTION 1 of the rule and the remaining SECTIONS renumbered accordingly.

e. The text of each provision treated by a rule-making order should be preceded by its full citation. Therefore, in what is currently SECTION 1, “ETF 70.08” should be inserted before “(3).”

f. The text of s. ETF 70.02 (4m) should not be underscored since it is newly created material.